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OFFICE OF PETITIONS

In re Application of :
Scott, et al. :
Application No. 09/520,087 : ON PETITION
Filed: March 7, 2000 :
Attorney Docket No. 10215-000022/US :

This is a decision on the petition to revive under 37 CFR
1.137(b), filed June 17, 2009.

The petition is **GRANTED**.

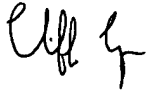
This application was held abandoned for failure to timely file a response to the non-final Office action mailed May 12, 2004. This Office action set an extendable period for reply of three (3) months. No reply having been received, the application became abandoned on August 13, 2004. A Notice of Abandonment was mailed on November 30, 2004.

With the instant petition, petitioner paid the petition fee, made the proper statement of unintentional delay, and submitted the required reply in the form of an Amendment.

The above-identified application has been abandoned for an extended period of time. The Patent and Trademark Office is relying on petitioner's duty of candor and good faith and accepting the statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. See Changes to Patent Practice and Procedure, 62 Fed. Reg. at 53160 and 53178; 1203 Off. Gaz. Pat. Office at 88 and 103 (responses to comments 64 and 109) (applicant obligated under 37 CFR 10.18 to inquire into the underlying facts and circumstances when providing the statement required by 37 CFR 1.137(b) to the Patent and Trademark Office).

The application is being forwarded to Group Art Unit 2859 for consideration of the Amendment, filed June 17, 2009.

Telephone inquiries regarding this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in black ink, appearing to read "Cliff Congo". The signature is stylized with a large "C" and a long horizontal stroke.

Cliff Congo
Petitions Attorney
Office of Petitions